



Wisconsin Elections Commission

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Wisconsin Elections Commission
Special Teleconference Meeting
201 W. Washington Avenue, Second Floor
Madison, Wisconsin
9:00 a.m. November 30, 2022

Open Session Minutes

Present: Commissioner Marge Bostelmann, Commissioner Julie Glancey, Commissioner Ann Jacobs, Commissioner Don M. Millis, Commissioner Robert Spindell Jr., and Commissioner Mark Thomsen, all by teleconference.

Staff present: Sharrie Hauge, Brandon Hunzicker, Robert Kehoe, Anna Langdon, Kelly McCormick, Riley Vetterkind, Jacob Walters, Riley Willman, Jim Witecha, and Meagan Wolfe, all by teleconference.

A. Call to Order

Commission Chair Millis called the meeting to order at 9:01 a.m. and called the roll. All Commissioners were present.

B. Administrator's Report of Appropriate Meeting Notice

Administrator Meagan Wolfe informed the Commission that the meeting was noticed in accordance with Wisconsin's open meetings laws.

C. Public Comment

Eileen Newcomer

Eileen Newcomer appeared on behalf of the League of Women Voters and provided comment on the 2022 General Election, the election observers scope statement, and accessibility concerns related to the Dominion ImageCast Evolution machine. She recommended that the Commission assemble an advisory committee of key stakeholders to share insights concerning the election observers scope statement.

Discussion.

Wisconsin Elections Commissioners
Don M. Millis, chair | Marge Bostelmann | Julie M. Glancey | Ann S. Jacobs | Robert Spindell | Mark L. Thomsen

Administrator
Meagan Wolfe

Renee Bradley

Renee Bradley appeared and provided comment concerning her negative experience as an election observer in City of Racine. She recommended that the “between three and eight feet” section of the current guidance be updated to prevent issues in the future.

Discussion.

Julie Seegers

Julie Seegers appeared and provided comment concerning reports she dealt with when scheduling Republican observers for Racine County for the 2022 Partisan Primary and General Election.

Discussion.

Barbara Beckert

Barbara Beckert appeared on behalf of Disability Rights Wisconsin and the Wisconsin Disability Vote Coalition. She provided comment on challenges faced by voters with disabilities in the 2022 election cycle.

Discussion.

Sandy Juno

Sandy Juno appeared and provided comment concerning her experiences coordinating election observers for the Republican Party in Brown County. She also referenced her written comments, which touched on concerns over Badger Voters list pricing.

Discussion.

Lee Ann Kristiansen

Lee Ann Kristiansen appeared and provided comment concerning her negative experience as an election observer in City of Racine.

Discussion.

Martha Chambers

Martha Chambers appeared and provided comment on absentee voting and ballot return assistance. She recommended that the absentee ballot instructions be updated to provide a more thorough explanation of voting accessibility options.

Discussion.

Holly Liska

Holly Liska appeared and provided comment concerning the legislative request for data and her experiences as an election observer in Town of Union, Vernon County.

Discussion.

Mary Jo Thompson

Mary Jo Thompson appeared and presented research concerning irregularities in the 2020 General Election.

Discussion.

Scott Woiak

Scott Woiak appeared and provided comment concerning his negative experience as an election observer in City of Racine.

Discussion.

Michael Mac Donald

Michael Mac Donald appeared and provided comment concerning her negative experience as an election observer in City of Racine. He recommended that observers be allowed to get screened in order to use the bathroom. He also recommended that observers be allowed to go to the polling place prior to the election to give feedback on the layout of the polling place setup.

Discussion.

D. Approval of Previous Meeting Minutes

MOTION: To approve the minutes for the September 6, 2022, September 13, 2022, September 21, 2022, October 7, 2022, October 10, 2022, and November 15, 2022, Commission meetings.

Moved by Commissioner Thomsen. Seconded by Commissioner Glancey.

Roll call vote:	Bostelmann:	Aye	Glancey:	Aye
	Jacobs:	Aye	Spindell:	Aye
	Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

The Commission took a break at 10:15 a.m.

Jacob Walters left the meeting.

E. Scheduling the 2023 Commission Meetings

The Commission returned at 10:26 a.m.

Administrator Wolfe presented possible dates for the four quarterly Commission meetings of 2023.

Discussion.

MOTION: The four quarterly meetings for 2023 will begin at 9 a.m. on the following dates: February 2, 2023, April 28, 2023, September 20, 2023, and November 2, 2023. The ballot access meeting on January 10, 2023 will begin at 9 a.m.

Moved by Commissioner Thomsen. Seconded by Commissioner Bostelmann.

Roll call vote: Bostelmann:	Aye	Glancey:	Aye
Jacobs:	Aye	Spindell:	Aye
Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

Discussion.

F. Discussion and Possible Approval of a Notice for a Preliminary Public Hearing and Comment Period for the Commission's Election Observers Scope Statement

Staff Attorney Brandon Hunzicker updated the Commission on the status of the scope statement concerning election observers. He presented a notice that would hold the preliminary public hearing for the scope statement on January 9, 2023, from 1-3 p.m.

Discussion. The Commission discussed moving to ask staff to reach out to relevant groups with the intent of assembling an informal advisory committee on the scope statement concerning election observers. However, they refrained from doing so after being reminded by staff that action on that topic was not noticed.

MOTION: The following notice of a preliminary public hearing and comment period and possible quorum, as modified during this meeting, is approved for publication, and staff is directed to conduct the preliminary hearing on the scope statement concerning the conduct, regulation, and accommodation of election observers. The hearing shall be held via Zoom on January 17, 2023, from 1–3 p.m. with comments accepted until 4:30 p.m. that same day.

Moved by Commissioner Spindell. Seconded by Commissioner Bostelmann.

Roll call vote: Bostelmann:	Aye	Glancey:	Aye
Jacobs:	Aye	Spindell:	Aye
Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

G. Discussion of Legislative Request for Data

Deputy Administrator Robert Kehoe updated the Commission on the status of the records request submitted by Representative Janel Brandtjen, Chair of the Assembly Committee on Campaigns and Elections. He asked the Commission for guidance on how to proceed with the request.

Discussion.

MOTION: The Commission grants the request 2A through H subject to the Committee voting to approve the Memorandum of Understanding and authorizing the Committee Chair to approve the Memorandum of Understanding.

Moved by Chair Millis. Seconded by Commissioner Spindell.

Discussion.

Roll call vote:	Bostelmann:	Aye	Glancey:	No
	Jacobs:	No	Spindell:	Aye
	Millis:	Aye	Thomsen:	No

Motion failed 3-3.

The Commission took a break for lunch at 12:11 p.m.

The Commission returned at 1:00 p.m.

MOTION: Allow the staff to continue to negotiate with legislative counsel and the Assembly Committee on Campaigns and Elections. The staff will keep the Chair informed so it may be brought to a future meeting.

Moved by Commissioner Spindell. Seconded by Commissioner Bostelmann.

Discussion.

Commissioner Spindell withdrew his motion.

MOTION: Direct staff to continue discussions with the newly designated Committee Chair of the Assembly Committee on Campaigns and Elections for the 2023-2024 Legislature as soon as they are announced, on whether they want to continue with the request.

Moved by Commissioner Spindell. Seconded by Commissioner Bostelmann.

Roll call vote:	Bostelmann:	Aye	Glancey:	Aye
	Jacobs:	Aye	Spindell:	Aye
	Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

H. Ballot Template Discussion and Possible Approval

Administrator Wolfe presented the agenda item to the Commission.

Discussion.

MOTION: The Commission approves the ballot design presented by staff and directs staff to utilize the ballot design for the 2023 Spring Primary and Spring Election.

Moved by Commissioner Glancey. Seconded by Commissioner Bostelmann.

Roll call vote:	Bostelmann:	Aye	Glancey:	Aye
	Jacobs:	Aye	Spindell:	Aye
	Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

I. Staff Update

Administrator Wolfe presented an overview of the staff update provided in the Commission meeting materials.

Discussion.

a. Discussion and Possible Action related to the 2022 Voting Equipment Audit Deadlines

Discussion.

MOTION: To authorize the Administrator to grant an extension until 5:00 p.m. on December 9, 2022 for clerks who request an extension based on hardship or unusual circumstances with the audit.

Moved by Chair Millis. Seconded by Commissioner Spindell.

Roll call vote:	Bostelmann:	Aye	Glancey:	Aye
	Jacobs:	Aye	Spindell:	Aye
	Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

J. Consideration of Whether to Take Exception to the Delegation of Authority with Regard to the Wis. Stat. § 5.06 Complaint of Wanggaard v. Coolidge et al. (EL 22-30)

Staff Attorney Jim Witecha introduced the agenda item and provided background information concerning Wanggaard v. Coolidge et al. (EL 22-30).

Discussion.

K. Closed Session

MOTION: To adjourn into closed session pursuant to Wis. Stat. § 19.85(1)(g) and Wis. Stat. § 19.851.

Moved by Commissioner Bostelmann. Seconded by Commissioner Spindell.

Roll call vote:	Bostelmann:	Aye	Glancey:	Aye
	Jacobs:	Aye	Spindell:	Aye
	Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

The Commission moved into closed session at 2:15 p.m.

L. Adjourn

The Commission adjourned in closed session at 3:19 p.m.

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November 30, 2022 Wisconsin Election Commission meeting minutes prepared by:

Anna Langdon, Help Desk Staff

December 1, 2022

November 30, 2022 Wisconsin Election Commission meeting minutes certified by:

Julie Glancey, Commission Secretary

February 2, 2022